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PATENT  
ATTORNEY DOCKET NO. 40750-5001-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

H.-J. SU HUANG *et al.*

Application No.: 09/071,541

Filed: May 4, 1998

For: METHODS TO MODULATE THE  
RESISTANCE OF CELLS TO APOP-  
TOSIS MEDIATED BY MUTANT  
EPIDERMAL GROWTH FACTOR  
RECEPTORS



Group Art Unit: 1614

Examiner: not assigned

Assistant Commissioner for Patents  
Washington, D.C. 20231

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Sir:

**SUPPLEMENTAL**  
**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the document listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

A copy of the listed document and a translation of the abstract of the article is attached. Applicant respectfully requests that the Examiner consider the listed document and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If it should be determined that the listed document does not constitute "prior art" under United States law, Applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should it be applied against the claims of the present application.

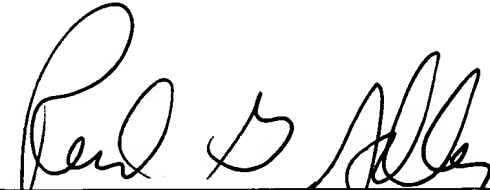
**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

Dated: April 30, 1999

MORGAN, LEWIS & BOCKIUS LLP  
1800 M Street, N.W.  
Washington, D.C. 20036-5869  
(202) 467-7000

**MORGAN, LEWIS & BOCKIUS LLP**

  
Reid G. Adler, Reg. No. 30,988